

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION

CLERKS OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED

AUG 03 2017

JULIA C. DUDLEY, CLERK
BY: s/ H. McDONALD
DEPUTY CLERK

DUKE ENERGY PROGRESS, LLC,

Plaintiff,

v.

ROANOKE RIVER BASIS ASSOCIATION,

Defendant.

CASE NO. 4:17-CV-00032

ORDER

JUDGE NORMAN K. MOON

This matter is before the Court upon Defendant's motion to dismiss. (Dkt. 14). For the reasons articulated in the accompanying Memorandum Opinion, the motion is hereby **GRANTED**. Accordingly, Plaintiff's claims are **DISMISSED WITHOUT PREJUDICE**.

It is so **ORDERED**.

The Clerk of the Court is directed to send a certified copy of this Order to all counsel of record and to remove this case from the Court's active docket.

Entered this 3rd day of August, 2017.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE